

PROCEEDINGS OF THE COMMON COUNCIL  
IN Regular SESSION  
Tuesday, November 27, 19 73

CITY OF FORT WAYNE, INDIANA  
JOURNAL OF THE PROCEEDINGS  
OF THE COMMON COUNCIL

The Common Council of the City of Fort Wayne met in the Council Chambers  
Tuesday evening November 27 A.D., 19 73, in Regular  
Session. President Winfield C. Moses, Jr. in the chair, and  
Charles W. Westerman Clerk, at the desk, present the following  
members viz:  
Burns ✓, Hinga ✓, Kraus ✓  
Moses ✓, Nuckles ✓, Donald Schmidt ✓  
Vivian Schmidt ✓, Stier ✓, Talarico ✓  
Absent \_\_\_\_\_  
Councilmen \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_  
\_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_

The invocation was given by Reverend Marvin Deerhake - Grace United  
Church of Christ

Received report from the City Controller for the month of \_\_\_\_\_,  
19 \_\_\_\_\_. Motion made and carried that report be made a matter of record and  
placed on file.

The minutes of the last regular November 13, 19 73,  
special \_\_\_\_\_, 19 \_\_\_\_\_,

Session having been delivered to the Council, were, on motion, approved and  
published.

# The City of Fort Wayne

# office of the mayor

November 14, 1973

To the Common Council  
Fort Wayne, Indiana

Gentlemen and Mrs. Schmidt:

Today, November 14, 1973, I have approved the following ordinances passed by the Common Council at its regular meeting on November 13, 1973.

(Bill No. R-73-11-12)  
RESOLUTION NO. R-101-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-243 Photography in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-13)  
RESOLUTION NO. R-102-73

A RESOLUTION transferring certain funds from Account No. 73-11 Salaries to Account No. 73-41 Building Maintenance in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-14)  
RESOLUTION NO. R-103-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-213 Communications and Transportation in the 1973 Budget of the Law Department.

(Bill No. R-73-11-15)  
RESOLUTION NO. R-104-73

A RESOLUTION transferring certain funds from Account No. 85-7-722 Motor Equipment to Account No. 85-2-260 Miscellaneous Contractual Services, in the 1973 Budget of the Park Department.

(Bill No. R-73-11-16)  
RESOLUTION NO. R-105-73

A RESOLUTION authorizing payment for repairs to Police Vehicle #64 which was damaged in an accident.

(Bill No. R-73-11-17)  
RESOLUTION NO. R-106-73

A RESOLUTION transferring certain funds from Account No. 79-37 Other Supplies to Account No. 79-363 Other Office Supplies in the 1973 Budget of the Law Department.

MADE A MATTER OF RECORD  
DATE 11/27/73 CHARLES W. WESTERMAN, CITY CLERK

(Bill No. R-73-11-18)  
RESOLUTION NO. R-107-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-53 Refunds, Awards & Indemnities and Special Expenses in the 1973 Budget of the Law Department.

(Bill No. R-73-11-19)  
RESOLUTION NO. R-108-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-221 Electric Current in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-20)  
RESOLUTION NO. R-109-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-332 Medical, Surgical and Dental in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-21)  
RESOLUTION NO. R-110-73

A RESOLUTION transferring certain funds from Account No. 78-2-215 Mileage, to Account No. 78-3-362 Stationery & Printing, in the 1973 Budget of the Board of Health.

(Bill No. R-73-11-22)  
RESOLUTION NO. R-111-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-55 Subscriptions & Dues in the 1973 Budget of the Law Department.

(Bill No. R-73-11-23)  
RESOLUTION NO. R-112-73

A RESOLUTION transferring certain funds from Account No. 73-111 Salaries to Account No. 73-331 Household, Laundry & Cleaning in the 1973 Budget of the Fire Department.

(Bill No. R-73-11-24)  
RESOLUTION NO. R-113-73

A RESOLUTION transferring certain funds from Account No. 85-7-722 Motor Equipment to Account No. 85-3-370 Other Supplies in the 1973 budget of the Park Department.

(Bill No. R-73-11-25)  
RESOLUTION NO. R-114-73

A RESOLUTION authorizing payment for repairs to Vehicle #16 M011116 which was damaged in an accident.

(Bill No. R-73-11-26)  
RESOLUTION NO. R-115-73

A RESOLUTION transferring certain funds from Account No. 85-77-722 Motor Equipment to Account No. 85-4-410 Building Materials in the 1973 Budget of the Park Department.

(Bill No. R-73-11-27)  
RESOLUTION NO. R-116-73

A RESOLUTION transferring certain funds from Account No. 69-362 Stationery & Printing to Account NO. 79-363 Other Office Supplies in the 1973 Budget of the Law Department.

(Bill No. R-73-11-28)  
RESOLUTION NO. R-117-73

A RESOLUTION transferring certain funds from Account No. 85-6-620 Retirement and Social Security to Account No. 85-2-260 Miscellaneous Contractual Services in the 1973 Budget of the Park Department.

(Bill No. R-73-11-29)  
RESOLUTION NO. R-118-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-363 Other Supplies (Office) in the 1973 Budget of the Law Department.

(Bill No. R-73-11-30)  
RESOLUTION NO. R-119-73

A RESOLUTION transferring certain funds from Account No. 79-111 Salaries to Account No. 79-212 Postage in the 1973 Budget of the Law Department.

(Bill No. G-73-09-13)  
GENERAL ORDINANCE NO. G-27-73

AN ORDINANCE amending Sections 3, 9, 14, 16, 20, 21, 23, 24, 25, 29 and 35 of the Zoning Ordinance to the City of Fort Wayne, Indiana, to transfer enforcement of the Zoning Ordinance from the Building Commissioner to the Zoning Enforcement Officer to be designated by the Plan Commission.

(Bill No. G-73-09-15)  
GENERAL ORDINANCE NO. G-28-73

AN ORDINANCE amending Sections 4, 6, and 10 of the Subdivision Control Ordinance of the City of Fort Wayne, Indiana, to transfer enforcement of the Subdivision Control Ordinance from the Building Commissioner to a Zoning Enforcement Officer to be designated by the Plan Commission.

(Bill No. R-73-11-37)  
RESOLUTION NO. R-120-73

A RESOLUTION of the Common Council of the City of Fort Wayne, Indiana, extending an invitation to the City of Plovdiv, Bulgaria, to become a sister-city and inviting the people of Plovdiv, Bulgaria to participate in said program.

(Bill No. R-73-11-38)  
RESOLUTION NO. R-121-73

A RESOLUTION ratifying and approving the actions of certain County and City officials in organizing and carrying on the activities of the Indiana Area III MAPC and encouraging said officials to continue to further the purpose of said Indiana Area III PAPC.

(Bill No. S-73-10-55)  
SPECIAL ORDINANCE NO. S-116-73

AN ORDINANCE approving Change Order No. 1 with SCHELLE CONSTRUCTION COMPANY, INC. in connection with Storm Water Overflow Project Resolution No. 260-1971.

(Bill No. S-73-10-56)  
SPECIAL ORDINANCE NO. S-117-73

AN ORDINANCE approving storm and sanitary agreements with JUSTUS CONTRACTING COMPANY, INC. for construction of sewers to serve South Towne Square, Phase I.

(Bill No. S-73-10-57)  
SPECIAL ORDINANCE NO. S-118-73

AN ORDINANCE approving certain purchase orders with CENTRAL SUPPLY COMPANY and UNIVERSAL ELECTRIC CO. for 101,000 feet of wire and 150 heavy duty fuse cutouts, respectively.

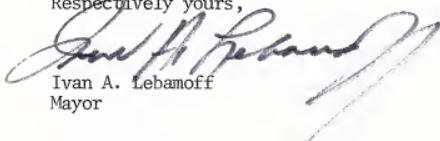
(Bill No. S-73-10-58)  
SPECIAL ORDINANCE NO. S-119-73

AN ORDINANCE approving a contract with JOHN DEHNER, INC. for construction of a water line on Lake Avenue.

(Bill No. S-73-10-59)  
SPECIAL ORDINANCE NO. S-120-73

AN ORDINANCE approving a contract with NOBIS-WESTROP CONSTRUCTION CO., INC. for construction of a water line on Cook Road.

Respectively yours,



Ivan A. Lebamoff  
Mayor



THE CITY OF FORT WAYNE  
department of public safety

November 23, 1973

President of the Common Council  
City of Fort Wayne, Indiana

Gentlemen:

Attached herewith are authenticated copies of the Board of Public Safety Regulatory Resolution Number: 58-73/E.

For the purpose of enforcement, please make this communication and the attached Regulatory Resolution a matter of record and incorporate them into the minutes of the next Common Council Meeting.

Respectfully submitted,  
*Thomas J. Casaburo*  
Thomas J. Casaburo  
Director of Public Safety

MADE A MATTER OF RECORD  
DATE: 11/27/73 CHARLES W. WESTERMAN, CITY CLERK

RETURN CERTIFICATE

(Regulatory Resolution No. 58-73 / E)

I hereby certify that I did this 23rd day of  
November, 19 73 deliver to each, the City Traffic  
Engineer, the Chief of Police, the City Attorney, The City  
Clerk and the President of the Common Council of the City  
of Fort Wayne, Indiana, respectively, a copy of the within  
Regulatory Resolution No. 58-73 E of the Board of Public  
Safety of the City of Fort Wayne, duly certified by me as  
Secretary of said Board, in accordance with the provisions  
of Section 20 (a) of Chapter 31, Municipal Code of the City  
of Fort Wayne, Indiana 1946, as amended by General Ordin-  
ance G-55, adopted FEB. 14, 1961.

*J. Lawrence Riley ss*

EXECUTIVE SECRETARY

REGULATORY RESOLUTION NO<sup>58-73/E</sup>

(Adopted November 23, 1973)

WHEREAS, Section 20(a) (3), Chapter 31, Municipal Code of the City of Fort Wayne, Indiana, as amended by General Ordinance No. G-55 adopted FEB. 14 1961 authorizes the Board of Public Safety to make experimental regulations to cover special conditions; and,

WHEREAS, a special condition has arisen justifying the Experimental Regulation hereinafter ordered, with regard to Renew & Extend Regulatory Resolution 45-73/E 46-73/E & 47-73/E.

; and,

WHEREAS, the City Traffic Engineer has, by written memorandum dated November 15, 1973, submitted to this Board his advice with regard to the regulation hereinafter adopted, which written memorandum is on file in the office of this Board;

NOW THEREFORE, BE IT RESOLVED BY THE BOARD OF PUBLIC SAFETY OF THE CITY OF FORT WAYNE, INDIANA:

That, pursuant to the authority granted to this Board by Section 20 (a) (3) of Chapter 31 of the Municipal Code of the City of Fort Wayne, Indiana 1946, as amended by General Ordinance No G-55 adopted FEB. 14, 1961. to make experimental regulations to cover special conditions, it is hereby ordered, effective November 23,

1973 and for a period of sixty (60) days thereafter, and when signs are erected pursuant hereto giving notice thereof, that THE FOLLOWING BE ESTABLISHED:

- A. STOP INTERSECTION  
1. Hurd Street - stop - for Reed Street
- B. NO PARKING  
1. Washington Ctr.Rd.(west) - both sides - from Coldwater Rd. to the west City limits.  
2. Lakeview Avenue - east side - from Lofty Dr. to State Blvd.  
3. Randallia Drive - west side - from Forest Ave. to State Blvd.
- C. SPEED LIMIT 40 MPH  
1. Parnell Ave. - northbound - from St.Joe River to Clinton St.  
2. Parnell Aven - southbound - from Clinton St. to Spy Run Ext.
- D. ONE WAY STREET  
1. Oliver St. - one way - northbound, from Pontiac St. to Creighton Av.  
2. Bowser Ave. - one way - southbound, from Creighton to Pontiac St.



## THE CITY OF FORT WAYNE

November 15, 1973

Honorable Ivan A. Lebamoff  
Mayor of the City of Fort Wayne  
Fort Wayne, Indiana

Fort Wayne Redevelopment Commission  
Fort Wayne, Indiana

Dear Mayor and Commissioners:

It has come to our attention that the Redevelopment Commission has out of hand dismissed East Central Project Site V as recommended by the Project Area Committee.

The undersigned are aware that this site was arrived at after much citizen debate and citizen discussion. The site had received the tentative approval not only of the Redevelopment Commission staff, but of the Planning staff of the City of Fort Wayne only after an exhaustive analysis of the entire East Central NDP Area.

A subterfuge for rejection has been that a member of this Council owns real estate within the project site chosen by PAC. That, however, is only part of the case. The Councilman in question no longer lives in the area and, while he does own real estate in the area, he would be entitled only to fair market value based on two impartial appraisals for his real estate. Since he is an absentee landlord, he would not be entitled to any relocation allowance.

The site which the Commission has chosen without public input is a site contiguous to the Lincoln Life project and it is a site in which the Lincoln National Life Insurance Company owns real estate. You, as Mayor, have already agreed to expend substantial public sums in the Lincoln Life area and we feel that expenditure of these HUD funds in that area would be more than the area deserves at the present time.

Our interest is in seeing a meaningful development in the East Central neighborhood. We understand that you are attempting to acquire more

MADE A MATTER OF RECORD

DATE 11/27/73 CHARLES W. WESTERMAN, CITY CLERK

Honorable Ivan A. Lebamoff  
Fort Wayne Redevelopment Commission  
November 15, 1973  
Page Two

Federal housing for the Harmar Street site. We also understand that you are working diligently to maintain the A & P Supermarket which exists in that area. We, therefore, feel that from a planning standpoint, Project Site V is the best site and we implore you to reconsider your hasty action of last Tuesday evening.

This Council is committed to citizen participation and we feel that the honest input of citizens cannot be so blatantly disregarded.

The undersigned members of Council will not kindly look upon arbitrary actions committed by the Executive or any of his Executive Departments.

Very truly yours,

William T. Bangs  
John Stuckols  
Eugene Kraus  
Samuel J. Talarico  
Paul M. Burns  
William G. Schmidt

Members of the Common Council of  
the City of Fort Wayne

# P E T I T I O N

Fort Wayne, Ind., November 26, 1973

Redevelopment Commission  
To the ~~REDEVELOPMENT WORKS~~ of the City of Fort Wayne:

Gentlemen & Lady:

and/or tenants residing in the East Central NDP Area <sup>(proposed Site 12)</sup>, from estate ~~on~~ Summit on the north, Ohio on the east, Lewis on the south, and Division on the west. respectfully petition for the passage ~~of the selection of Site 12 in the East Central NDP Area.~~ against the selection of Site 12 in the East Central NDP Area.

Margaret Ritter	1214 Summit St.
John J Barnes	1126 Summit St
Nancy Farberis	1126 Summit St
Valentil Thomas	1213 E. Lewis St
John Bugg	1213 E. Lewis St
Edith Libavage	1225 E. Lewis St
Edith Libavage	1225 E. Lewis St
Sam Spoff	1305 Summit
Mary E Liebster	1213 E. Lewis St
Nelly Bomar	1129 E. Lewis St
Solice Booker	119 E. Lewis St
Belle Booker	1129 E. Lewis St
<del>Connie Anderson</del>	<del>1107 Lewis</del>
Mary S. Baddie	1129 E. Lewis
Kenneth S. Baddie	1139 E. Lewis
Jeanne Mason	1105 E. Lewis
Mrs Palmer Drutts	1108 Summit St.
Mrs Gladys Anthony	1108 Summit St.
Barbara Jones	1116 Summit St.
Noriz Booker	1137 Summit
Henry Odell	1137 Summit St.
Sergers <sup>20</sup> DeLois	1140 Summit St.
Nellie L. <sup>20</sup> DeLois	1233 E. Lewis St.
Dorothy Benzoni	1233 E. Lewis St.

# P E T I T I O N

Fort Wayne, Ind., November 26, 1973

Redevelopment Commission  
To the ~~Executive Director~~ of the City of Fort Wayne:

Gentlemen & Lady:

and/or tenants residing in the East Central NDP Area <sup>(proposed Site 12)</sup>, from estate ~~XX~~ Summit on the north, Ohio on the east, Lewis on the south, and Division on the west. respectfully petition ~~for the passage~~ against of the selection of Site 12 in the East Central NDP Area.

George Wilson	1228 Summit St
Catherine Wilson	1228 Summit St
Mr. & Mrs. Schader	1240 Summit St
James Buoff	1248 Summit
Mrs. Barbara Bulchin	1230 Summit St
Mr. Harold Gattwood	1918 Summit St
Mrs. Peasly Gattwood	1218 Summit St
CM Gilbert	1901 Summit St
Mrs. Carl Hoehman	1201 Summit St.
Thomas Mensor	1208 Summit St
Rosita Mensor	1208 Summit
Mr. Williams	1211 Summit St.
Eduo Williams	1211 Summit
Mr. Phillips	1227 Summit St
Mr. Phillips	1227 Summit St
Larry Martin	1241 Summit St
Mr. & Mrs. Schramm	1237 Summit
John Williams	1230 Summit St
Stephanie White	1236 Summit St
Shirley L. Dowdell	1202 Summit St.
Eddie Dowdell	1202 SUMMIT ST.
Mr. Manning	1163 Chute
Larry Pursell	1163 Chute
Gilene Shepherd	1305 Summit
Ernest L. Moore	1219 Summit
Mr. Mason	1217 Summit
Paul Tysen	1219 Summit
William Margueret	1217 Summit St.
Jesse Hall	1217 Summit St.
Thomas K. Z	1214 Summit St.

Read the first time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, read the second time by title and referred to the Committee on \_\_\_\_\_ (and the City Plan Commission for recommendation) and Public Hearing to be held after due legal notice, at the Council Chambers, City-County Building, Fort Wayne, Indiana, on \_\_\_\_\_, the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, at \_\_\_\_\_ o'clock P.M., E.S.T.

Date: \_\_\_\_\_

*Roll Call vote ordered by the City, (W. Moore, for approval to make this Commission a matter of record.* CITY CLERK  
Read the third time in full and on motion by \_\_\_\_\_, seconded by \_\_\_\_\_, and duly adopted, placed on its passage.  
**PASSED**  
Passed ~~(lost)~~ by the following vote:

	AYES <u>8</u>	NAYS <u>1</u>	ABSTAINED _____	ABSENT _____ to-wit:
BURNS	<u>X</u>	_____	_____	_____
HINGA	<u>X</u>	_____	_____	_____
KRAUS	<u>X</u>	_____	_____	_____
MOSES	_____	<u>X</u>	_____	_____
NUCKOLS	<u>X</u>	_____	_____	_____
SCHMIDT, D.	<u>X</u>	_____	_____	_____
SCHMIDT, V.	<u>X</u>	_____	_____	_____
STIER	<u>X</u>	_____	_____	_____
TALARICO	<u>X</u>	_____	_____	_____

DATE: 11-27-73

CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (Zoning Map) (General) (Annexation) (Special) (Appropriation) Ordinance (Resolution) No. \_\_\_\_\_ on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_.  
ATTEST: (SEAL)

CITY CLERK

PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

CITY CLERK

Approved and signed by me this \_\_\_\_\_ day of \_\_\_\_\_, 197\_\_\_\_\_, at the hour of \_\_\_\_\_ o'clock \_\_\_\_\_ M., E.S.T.

MAYOR

The Council then adjourned.

CERTIFICATE

I hereby certify that I am the duly elected, acting and incumbent City Clerk of the City of Fort Wayne, Indiana and as such the custodian of the records of the Common Council of said City and that the above and foregoing is the true, full and complete record of the proceedings of the Common Council of the City of Fort Wayne, Indiana for its Regular Session, held on Tuesday the 27th day of November, 1973; that the numbered ordinances and resolutions shown therein were duly adopted by said Common Council on said date and were presented by me to the Mayor of the City of Fort Wayne and were signed and approved or disapproved by said Mayor as and on the dates shown as to each such ordinance and resolution respectively; and that all such records, proceedings, ordinances and resolutions remain on file and record in my office.

WITNESS my hand and the official seal of the City of Fort Wayne, Indiana, this 27th day of November, 1973.

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Charles W. Westerman  
City Clerk

SEAL